



# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12th St., S.W.**  
**Washington, D.C. 20554**

**DA 99-3036**  
Tuesday, January 4, 2000

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## WAIVER OF THE SECTION 214 BENCHMARKS CONDITION

Unless otherwise specified, the following procedures apply to the applications listed below:

The applications listed below have been found, upon initial review, to be acceptable for filing pursuant to Section 1.3 of the Commission's rules, 47 C.F.R. § 1.3. These applications shall not be deemed granted until the Commission affirmatively acts upon the application, either by public notice or by written order. Operation for which authorization is sought may not commence except in accordance with any terms or conditions imposed by the Commission.

Unless otherwise specified, interested parties may file comments with respect to these applications within 28 days of the date of this public notice. We request that such comments refer to the application file number shown below. Ex parte communications between outside parties and Commission staff concerning these applications are permitted subject to the Commission's rules for "permit-but-disclose proceedings." See 47 C.F.R. § 1.1206.

Copies of all applications listed here are available for public inspection in the FCC Office of Public Affairs Reference and Information Center, located in room CY-A257 at the Portals 2 building, 445 12th Street SW, Washington DC 20554. The center can be contacted at (202) 418-0270. All applications listed are subject to further consideration and review, and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

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### **ISP-WAV-19991215-00012**

**AT&T Corp.**

AT&T Corp. (AT&T) has petitioned the Commission for a waiver of the section 214 benchmarks condition, as codified in rule 63.10, for an alternative settlement agreement for cross border telecommunications services between AT&T and Compania Anonima Nacional Telefonos de Venezuela (CANTV) in Venezuela.

The petition states that CANTV has stated that terms and conditions equivalent to those contained in the alternative settlement agreement had been offered to all other carriers on the U.S.-Venezuela route. AT&T further states that the proposed alternative settlement arrangement promotes market-oriented pricing and competition and precludes the abuse of market power by CANTV. The proposed arrangement provides for an accounting rate arrangement covering international voice service for the period June 1, 1999 through December 31, 1999, at the following rate:

#### For Traffic Sent by AT&T to CANTV From June 1, 1999 to September 30, 1999:

50% of the Total Accounting Rate for the first 5.5 million minutes per month  
\$0.15 for all minutes between 5.5 million and 8.5 million minutes per month

50% of the Total Accounting Rate for the all minutes over 8.5 million minutes per month

For Traffic Sent by AT&T to CANTV From October 1, 1999 to December 31, 1999:

50% of the Total Accounting Rate for the first 5.0 million minutes per month

\$0.15 for all minutes between 5.0 million and 8.5 million minutes per month

50% of the Total Accounting Rate for the all minutes over 8.5 million minutes per month

For Traffic Sent by CANTV to AT&T From June 1, 1999 to December 31, 1999:

50% of the Total Accounting Rate for all minutes

Interested parties may file comments by January 18, 2000 and reply comments by January 28, 2000.

For additional information, contact Ken Stanley, Telecommunications Division, International Bureau, (202) 418-1460.

REMINDER:

Applicants must certify that neither the applicant nor any party to the application is subject to a denial of federal benefits by federal and/or state courts under authority granted in 21 U.S.C. § 862. See 47 C.F.R. §§ 1.2001–.2003.

The Commission most recently amended its rules applicable to international telecommunications common carriers in IB Docket No. 98-118, Review of International Common Carrier Regulations, FCC 99-51, released March 23, 1999, 64 Fed. Reg. 19,057 (Apr. 19, 1999). An updated version of Section 63.09-.24 of the rules, and other related sections, is available at <http://www.fcc.gov/ib/td/pf/telecomrules.html>.

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